

BILL NO. Z-85- 08-33 (AS AMENDED)

ZONING MAP ORDINANCE NO. Z-*Wickham*

AN ORDINANCE amending the City of
Fort Wayne Zoning Map No. Q-10.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT
WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby
designated an R-3 (Multi-Family Residential) District under the terms of
Chapter 33 of the Code of the City of Fort Wayne, Indiana of 1974:

Part of the Northeast Quarter of Section 6, Township
30 North, Range 13 East, in Allen County, Indiana,
more particularly described as follows: Beginning at
a point on the North line of the Northeast Quarter of
Section 6, Township 30 North, Range 13 East, in Allen
County, Indiana, said point being 431.64 feet (6.54 chains)
East of the Northwest corner of NE $\frac{1}{4}$ of Sec. 6-30-13;
thence East along the North line of the NE $\frac{1}{4}$ of Sec. 6-30-13
a distance of 227.7 feet (3.54 chains); thence South with
a deflection angle to the right of 90 degr. 33 min. a
distance of 594 feet; thence West with a deflection angle
to the right of 89 degrees 27 minutes and parallel to the
North line of the NE $\frac{1}{4}$ a distance of 227.7 feet; thence
North with a deflection angle to the right of 90 degrees
33 minutes a distance of 594 feet to the point of beginning,
containing 3.1 acres and subject to road rights of way
and easements

and the symbols of the City of Fort Wayne Zoning Map No. Q-10, as
established by Section 11 of Chapter 33 of the Code of the City of Fort
Wayne, Indiana are hereby changed accordingly.

SECTION 2. That this Ordinance shall be in
full force and effect from and after its passage and approval by the
Mayor.

COUNCILMEMBER

APPROVED AS TO FORM AND LEGALITY:

BRUCE O. BOXBERGER, CITY ATTORNEY

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18 Sec. 6-30-13 a distance of 227.7 feet (3.54 chains);
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20 90 degrees 33 minutes a distance of 594 feet; thence
21 West with a deflection angle to the right of 90 degrees
22 33 minutes a distance of 594 feet to the point of
23 beginning, containing 3.1 acres and subject to road
24 rights of way and easements,

25 and the symbols of the City of Fort Wayne Zoning Map No. Q-10, as
26 established by Section 11 of Chapter 33 of the Code of the City of Fort
27 Wayne, Indiana are hereby changed accordingly.

28 SECTION 2. That this Ordinance shall be in
29 full force and effect from and after its passage and approval by the
30 Mayor.

31 
32 COUNCILMEMBER

33 APPROVED AS TO FORM AND LEGALITY:

34 
35 BRUCE O. BOXBERGER, CITY ATTORNEY

Read the first time in full and on motion by Redd
seconded by Eiskup, and duly adopted, read the second time
by title and referred to the Committee Regulations (and the City
Plan Commission for recommendation) and Public Hearing to be held after
due legal notice, at the Council Chambers, City-County Building, Fort Wayne,
Indiana, on _____, the _____ day of _____,
19____, at _____ o'clock _____ .M., E.

DATE: 8-27-85

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Redd
seconded by Law, and duly adopted, placed on its
passage. ~~PASSED~~ (LOST) by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	_____	_____	_____	_____	_____
<u>BRADBURY</u>	_____	_____	_____	_____	_____
<u>BURNS</u>	_____	_____	_____	_____	_____
<u>EISBART</u>	_____	_____	_____	_____	_____
<u>GiaQUINTA</u>	_____	_____	_____	_____	_____
<u>HENRY</u>	_____	_____	_____	_____	_____
<u>REDD</u>	_____	_____	_____	_____	_____
<u>SCHMIDT</u>	_____	_____	_____	_____	_____
<u>STIER</u>	_____	_____	_____	_____	_____
<u>TALARICO</u>	_____	_____	_____	_____	_____

DATE: 9-25-85

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort
Wayne, Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL)
(SPECIAL) (ZONING MAP) ORDINANCE (RESOLUTION) NO. _____
on the _____ day of _____, 19____,

ATTEST: (SEAL)

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana,
on the _____ day of _____, 19____
at the hour of _____ o'clock _____ .M., E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this _____ day of _____
19____, at the hour of _____ o'clock _____ .M., E.S.T.

Win Moses, Jr.
WIN MOSES, JR., MAYOR

PETITION FOR ZONING ORDINANCE AMENDMENT.

RECEIPT NO. _____

DATE FILED _____

INTENDED USE _____

THIS IS TO BE FILED IN DUPLICATE

I/We PAUL M. and EDITH M. LONG ESTATE
(Applicant's Name or Names)

do hereby petition your Honorable Body to amend the Zoning Map of Fort Wayne Indiana, by reclassifying from a/an R-1 District to a/an R-3 District the property described as follows:

Part of the Northeast Quarter of Section 6, Township 30 North, Range 13 East in Allen County, Indiana, more particularly described as follows: Beginning at a point on the North line of the Northeast Quarter of Section 6, Township 30 North, Range 13 East, in Allen County, Indiana, said point being 431.64 feet (6.54 chains) East of the Northwest corner of NE¼ of Sec. 6-30-13; thence East along the North line of the NE¼ of Sec. 6-30-13 a distance of 227.7 feet (3.54 chains) thence South with a deflection angle to the right of 90 degr. 33 min. a distance of 594 feet;
(Legal Description) If additional space is needed, use reverse side.

ADDRESS OF PROPERTY IS TO BE INCLUDED:

2606 Lake Ave
(General Description for Planning Staff Use Only)

I/We, the undersigned, certify that I am/We are the owner(s) of fifty-one percentum (51%) or more of the property described in this petition.

<u>PAUL M. and EDITH M. LONG ESTATE</u>	<u>2606 Lake Avenue, Fort Wayne</u>	<u>Edward F. Long</u>
_____	<u>2016 Laverne Avenue, Fort Wayne</u>	<u>Jennie M. Huber</u>
_____	_____	_____
(Name)	(Address)	(Signature)

(If additional space is needed, use reverse side.)

Legal Description checked by _____
(OFFICE USE ONLY)

NOTE FOLLOWING RULES

All requests for deferrals, continuances, withdrawals, or request that the ordinance be taken under advisement shall be filed in writing and be submitted to the City Plan Commission prior to the legal notice pertaining to the ordinance being sent to the newspaper for legal publication. If the request for deferral, continuance or request that ordinances be taken under advisement is received prior to the publication of the legal ad being published the head of the Plan Commission staff shall not put the matter on the agenda for the meeting at which it was to be considered. The Plan Commission staff will not accept request from petitioners for deferrals, continuances, withdrawals, or requests that an ordinance be taken under advisement, after the legal notice of said ordinance is forwarded to the newspaper for legal publication but shall schedule the matter for hearing before the City Plan Commission. (FILING FEE \$50.00)

Name and address of the preparer, attorney or agent.

<u>S Stanley G. Hood</u>	<u>127 West Berry</u>	<u>(219) 423-3366</u>
(Name)	(Address & Zip Code)	(Telephone Number)

COMMUNITY DEVELOPMENT AND PLANNING / Division of Long Range Planning & Zoning and (CITY PLAN COMMISSION) / Room #830, City-County Building, One Main Street, Fort Wayne, IN 46802 (PHONE: 219/427-1140).

Applicants, Property owners and preparer shall be notified of the Public Hearing approximately ten (10) days prior to the meeting.

Legal Description of property to be rezoned.

thence West with a deflection angle to the right of 89 degr. 27 min. and parallel to the North line of the NE¼ a distance of 227.7 feet; thence North with a deflection angle to the right of 90 degr. 33 min. a distnace of 594 feet to the point of beginning, containing 3.1 acres and subject to road rights of way and easements.

Owners of Property

(Name)	(Address)	(Signature)

NOTE: All checks are to be made payable to: CITY OF FORT WAYNE
This form is to be filed in duplicate.

NOTICE:
FILING OF THIS APPLICATION GRANTS THE CITY OF FORT WAYNE PERMISSION TO POST
"OFFICIAL NOTICE" ON THE PETITIONED PROPERTY.

FAILURE TO POST, OR TO MAINTAIN POSTING CAN PREVENT THE PUBLIC HEARING
FROM BEING HELD.

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on August 27, 1985, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-85-08-33; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as require by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on August 19, 1985; and,

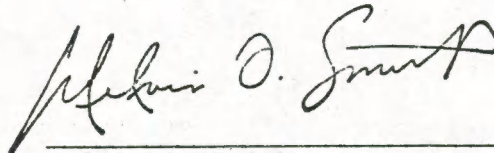
WHEREAS, a letter requesting WITHDRAWAL of the proposed ordinance has been filed with the City Plan Commission.

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance be withdrawn in accordance with the written request.

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held August 26, 1985.

Certified and signed this
4th day of September 1985.



Melvin O. Smith
Secretary

HAND DELIVER

LAW OFFICES

ROBY AND HOOD

ONE COMMERCE BUILDING

127 WEST BERRY STREET

FORT WAYNE, INDIANA 46802

TELEPHONE 219/423-3366

DANIEL A. ROBY
G. STANLEY HOOD
MARTIN D. HILLERY

420 E. 8TH STREET
ANDERSON, IN 46015
317/642-2402

REPLY:

Fort Wayne

August 26, 1985

Mr. Wayne O'Brien
Department of Community Planning
& Development
City-County Building
Fort Wayne, Indiana 46802

RE: Petition to Rezone to R-3
2606 Lake Avenue

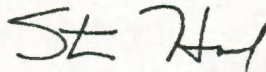
Dear Mr. O'Brien:

Please advise the City Plan Commission that we wish to withdraw the above petition on which a public hearing was held on August 19, 1985. We do not wish the Plan Commission to take action on this petition at the meeting tonight (August 26).

We will resubmit a new petition concerning the above property and in the new petition we will request a zoning change to a P.O.D. district. It is my understanding that when this new petition is submitted we will also have to submit a preliminary development plan, there will have to be another public hearing, and we will probably have to pay another filing fee.

If there are any further questions concerning the above matter, please advise.

Very truly yours,



G. Stanley Hood

GSH:ds

cc: Dave Becher

BILL NO. Z-85-08-33 (as amended)

REPORT OF THE COMMITTEE ON REGULATIONS

WE, YOUR COMMITTEE ON REGULATIONS TO WHOM WAS
REFERRED AN (ORDINANCE) (~~RESOLUTION~~) amending the City of Fort
Wayne Zoning Map No. Q-10

HAVE HAD SAID (ORDINANCE) (~~RESOLUTION~~) UNDER CONSIDERATION AND BEG
LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID (ORDINANCE)

(~~RESOLUTION~~)

WITHDRAWN

YES

NO

CHARLES B. REDD
CHAIRMAN

JANET G. BRADBURY
VICE CHAIRWOMAN

JAMES S. STIER

BEN A. EISBART

DONALD J. SCHMIDT

CONCURRED IN

9-24-85

SANDRA E. KENNEDY
CITY CLERK

RECEIPT

No 12061

COMMUNITY DEVELOPMENT & PLANNING

FT. WAYNE, IND., 7/19 1985

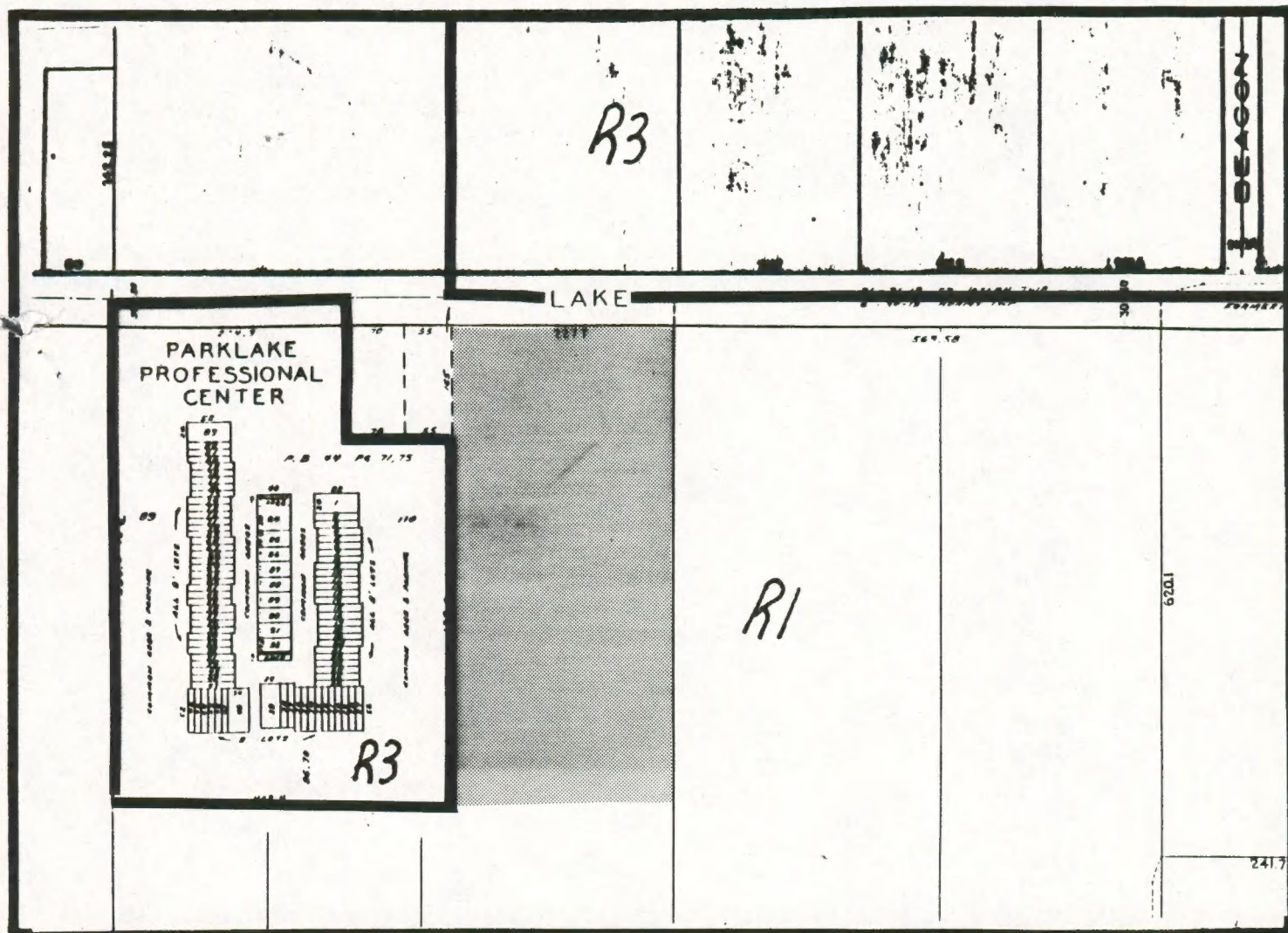
RECEIVED FROM Ft. Wayne PBA \$50.00

THE SUM OF Fifty & 00/100 100 DOLLARS

ON ACCOUNT OF Bezone 2606 Lake Ave
R1 to R3

B. Steele

AUTHORIZED SIGNATURE



Land Use:

R1 RESIDENTIAL DISTRICT
R3 RESIDENTIAL DISTRICT

BILL NO. Z-85-08-33



L.W.

Scale: 1" = 200'

Date: 7-30-85

Division of Community Development & Planning

BRIEF TITLE

APPROVAL DEADLINE

REASON

Zoning Ordinance Amendment

DETAILS

Specific Location and/or Address

2606 Lake Avenue

Reason for Project

Discussion (Including relationship to other Council actions)

WITHDRAWN August 26, 1985

POSITIONS

RECOMMENDATIONS

Sponsor

City Plan Commission

Area Affected

City Wide

Other Areas

**Applicants/
Proponents**

Applicant(s)

City Department

Other

Opponents

Groups or Individuals

Basis of Opposition

**Staff
Recommendation**

☐ For

☐ Against

Reason Against

**Board or
Commission
Recommendation**

By

☐ For

☐ Against

☐ No Action Taken

☐ For with revisions to conditions
(See Details column for conditions)

**CITY COUNCIL
ACTIONS
(For Council
use only)**

☐ Pass

☐ Other

☐ Pass (as
amended)

☐ Hold

☐ Council Sub.

☐ Do not pass

DETAILS

POLICY/ PROGRAM IMPACT

Policy or Program Change	<input type="checkbox"/> No <input type="checkbox"/> Yes
Operational Impact Assessment	

(This space for further discussion)

Project Start

Date

Projected Completion or Occupancy

Date

Fact Sheet Prepared by

Date

Reviewed by

Date

Larry Baetz
Reference or Case Number

9 September 1985

ORIGINAL

DIGEST SHEET

Admn. Appr. _____
ORIGINAL

TITLE OF ORDINANCE Zoning Ordinance Amendment

3-85-08-23

DEPARTMENT REQUESTING ORDINANCE Land Use Management - CD&P

SYNOPSIS OF ORDINANCE 2606 Lake Avenue

EFFECT OF PASSAGE Property is now zoned R-1 - Single Family Residential.

Property will become R-3 - Multi-Family Residential.

EFFECT OF NON-PASSAGE Property will remain R-1 - Single Family Residential.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) _____

ASSIGNED TO COMMITTEE (J.N.) _____